THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.23358 of 2007

Between:

U.Sujith.

.. PETITIONER

and

The District Collector, Krishna District and others.

.. RESPONDENTS

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THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.23358 of 2007

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ORDER:

It is the case of the petitioner that against the order passed by the Tahsildar, Nandivada Mandal, Krishna District, in proceedings in Rc.No.B.95/2007, dated 25-07-2007, under Section 4(1) (a) of A.P.Assigned Lands (Prohibition of Transfers) Act, 1977 (for short "the Act"), in resuming the land admeasuring Ac.2-50 cents in R.S.No.23/2A situated at Polukonda Village, Nandivada Mandal, Krishna District, on the ground that the said land was originally assigned in favour of one Sri Puli Rahelu and the said assignee transferred the said land in favour of the petitioner in violation of sub-section (2) of Section 3 of the Act, the petitioner filed an appeal along with stay application before the 2nd respondent on 22-10-2007. It is stated that pending disposal of the appeal, the Tahsildar, Nandivada Mandal, Krishna District, is taking steps to dispossess the petitioner from the land in question.

As the appeal is pending, without expressing any opinion on the merits of the case, I am of the opinion that it is just and proper to direct the 2nd respondent to consider and dispose of the appeal itself.

Accordingly, the writ petition is disposed of directing the 2nd respondent to consider and dispose of the appeal filed against the order of the 3rd respondent, dated 25-07-2007, in proceedings in Rc.No.B.95/2007, in accordance with law, as expeditiously as possible. Pending disposal of the appeal, the 3rd respondent is directed not to dispossess the petitioner from the land in question. There shall be no order as to costs.

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05-11-2007

Prv